

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

THE CEMENT LEAGUE OF NEW YORK
Employer

and

Case 02-RC-154016

NEW YORK AND VICINITY DISTRICT
COUNCIL OF CARPENTERS
Petitioner

ORDER

The Employer's request to impound the ballots is denied.¹

MARK GASTON PEARCE, CHAIRMAN

PHILIP A. MISCIMARRA, MEMBER

KENT Y. HIROZAWA, MEMBER

Dated, Washington, D.C., August 11, 2015.

¹ This case involves the Board's Final Rule on representation case procedures, with which Member Miscimarra disagrees for the reasons expressed in his dissenting views in the Final Rule. 79 Fed. Reg. 74308, at 74430-74460 (December 15, 2014) (dissenting views of Members Miscimarra and Johnson). In the instant case, Member Miscimarra agrees with the denial of the Employer's request to impound the ballots, without prejudice to the Board's consideration of the Employer's pending Request for Review.